

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JAMES F. DEVLIN, individually	:	Civ. No. 3:12-CV-00766
and Executor of the ESTATE OF	:	
JAMES C. DEVLIN, deceased	:	
	:	
Plaintiff,	:	(Judge Brann)
	:	
	:	
v.	:	
	:	
THE HOME DEPOT USA, INC.,	:	
	:	
Defendant.	:	

**ORDER**

December 23, 2013

AND NOW, this 23<sup>th</sup> day of December, 2013, it is hereby ORDERED, in accordance with a Memorandum of this same date, that:

1. Defendant The Home Depot USA, Inc.'s Motion for Summary Judgment (ECF No. 24) is DENIED in part and GRANTED in part.
2. Plaintiff James F. Devlin, individually and Executor of the Estate of James C. Devlin's claim for punitive damages is dismissed.

BY THE COURT:

s/ Matthew W. Brann  
Matthew W. Brann  
United States District Judge